



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

RQ-3

June 5, 2003

John Wilson, Treasurer
NEA Fund for Children and Public Education
1201 16th Street, NW, Suite 421
Washington, DC 20036

Identification Number: C00003251

Reference: 12 Day Pre-General Report (10/1/02-10/16/02)

Dear Mr. Wilson:

This letter is to inform you that as of June 4, 2003, the Commission has not received your response to our request for additional information, dated May 14, 2003. This notice requests information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to this request (copy enclosed).

An adequate response must be received at the Commission by June 25, 2003. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter, please contact Scott Walker on our toll-free number (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division) or our local number (202) 694-1130.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

RQ-2

John Wilson, Treasurer
NEA Fund for Children and Public Education
1201 16th Street, NW, Suite 421
Washington, DC 20036

MAY 14 2003

Identification Number: C00003251

Reference: 12 Day Pre-General Report (10/1/02-10/16/02)

Dear Mr. Wilson:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

• Schedule B of your report discloses one or more contributions to Friends of Sherwood Boehlert for the retirement of debts incurred by the 2002 Primary election campaign; however, it appears that the recipient committee(s) had insufficient debts to warrant such a contribution. Please note that a committee may only designate contributions to retire a candidate's debts if those debts exist.

If any apparently impermissible contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If you have made an impermissible contribution, you must request a refund or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent to the recipient committee(s). In addition, refunds are reported on Line 16

of the Detailed Summary Page and on Schedule A of the report covering the period during which they are received. Redesignations are reported as memo entries on Schedule B of the report covering the period during which the redesignation is made. 11 CFR §102.2(b)

Although the Commission may take further legal action regarding this impermissible activity, your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

-Schedule B supporting Line 29 (pertinent portion(s) attached) discloses \$800,000 in disbursements to NEA Fund for Children and Public Education NFA for "Transfers to Affiliated Non-Federal Account". You are advised that 11 CFR §102.5 prohibits a non-federal account from financing activity in connection with federal elections. Please provide clarifying information regarding these transactions including the date(s) when the original activity was conducted by the non-federal account. In addition, if any of the disbursements disclosed on Schedule B supporting Line 29 were made to influence the election or defeat of specific federal candidates, the disbursements should be allocated accordingly and disclosed as either in-kind contributions on Schedule B supporting Line 23, or as independent expenditures on Schedule E supporting Line 24. 11 CFR §§104.3(b)(3) and 106.1

Although the Commission may initiate legal action regarding the activities conducted by your non-federal account, any clarifying information that you can provide will be taken into consideration.

A response or amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Scott Walker
Senior Campaign Finance Analyst
Reports Analysis Division

**SCHEDULE B (FEC Form 3X)
ITEMIZED DISBURSEMENTS**

Use separate schedule(s) for each category of the Disbursement Page		FOR LINE NUMBER: (check only one)		PAGE 34 / 35	
<input type="checkbox"/> 21a	<input type="checkbox"/> 22	<input type="checkbox"/> 23	<input type="checkbox"/> 24	<input type="checkbox"/> 25	<input checked="" type="checkbox"/> 26
<input type="checkbox"/> 28	<input type="checkbox"/> 27	<input type="checkbox"/> 29a	<input type="checkbox"/> 29b	<input type="checkbox"/> 29c	<input type="checkbox"/> 29

Any information copied from such Reports and Statements may not be used or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and account of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in full)
NEA Fund for Children and Public Education Federal Account

A. Maine Democratic Party Non-Federal Account Full Name (Last, First, Middle Initial) Meeting Address: PO Box 5288 City: Augusta State: ME Zip Code: 04332 Purpose of Disbursement: Contribution: Self State Code Candidate Name: Office Sought: House Senate President Disbursement For: Primary General Other (specify) <input checked="" type="checkbox"/> State: ME District:		Date of Disbursement: 10 / 16 / 2002 Amount of Each Disbursement this Period: 10000.00 Contribution: N/F State Code Transaction ID: D13428
B. NEA Fund for Children and Public Education NFA Full Name (Last, First, Middle Initial) Meeting Address: 1201 15th St NW Ste 421 City: Washington State: DC Zip Code: 20038-3250 Purpose of Disbursement: Transfer to Affiliated Non-Federal Account Candidate Name: Office Sought: House Senate President Disbursement For: Primary General Other (specify) <input checked="" type="checkbox"/> State: DC District:		Date of Disbursement: 10 / 08 / 2002 Amount of Each Disbursement this Period: 80000.00 Transfer to Affiliated Non-Federal Account Transaction ID: D13485

C.

SUBTOTAL of Disbursements This Page (optional)	\$10000.00
TOTAL This Period (full page line number only)	\$100000.00

